

HAMILTON COUNTY BOARD OF COMMISSIONERS  
MARCH 8, 2004

The Hamilton County Board of Commissioners met on Monday, March 8, 2004 in the Commissioner's Courtroom in the Hamilton County Government and Judicial Center, One Hamilton County Square, Noblesville, Indiana. The Commissioners met in Executive Session in Conference Room 1A. President Dillinger called the public session to order at 1:50 pm and declared a quorum present of Commissioner Christine Altman, Commissioner Steven C. Dillinger and Commissioner Steven A. Holt. The Pledge of Allegiance was recited.

**Approval of Minutes:**

Holt motioned to approve the minutes of February 19, February 23 and February 27, 2004. Altman seconded. Motion carried unanimously.

**Executive Session Memoranda:**

Holt motioned to approve the Executive Session Memorandum of February 27 and March 8, 2004. Altman seconded. Motion carried unanimously.

**Plat Approvals**

**West Carmel Center, Block C:**

**Weston Park:**

**Windsor Grove Replat of Lots 13, 14 & 15:**

Mr. Steve Broermann requested approval of the plats for West Carmel Center, Block C; Weston Park; and Windsor Grove Replat of Lots 13, 14 & 15. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Highway Business [1:54:17]**

**Acceptance of Bonds/Letters of Credit - Highway Department:**

Mr. Neal requested the acceptance of Bonds and Letters of Credit for the Highway Department. 1) HCHD #B-04-0012, United Fire and Casualty Company for The Airmarking Company, Inc. for Highway Annual Bid Category #8, Pavement and Markings in the amount of \$5,000. 2) HCHD #B-03-0175 - Cincinnati Insurance Company Public Official Bond No. 444162 for James Neal in the amount of \$8,500.00 to expire January 1, 2004. 3) HCHD #B-04-0015, Liberty Bond Services Performance Bond No. 354-017-711 for Duncan Robertson, Inc. for Bridge #145, Oak Road over Cool Creek in the amount of \$256,357.01. 4) HCHD #B-04-0016 Payment Bond No. 354-017-711 for Duncan Robertson, Inc. in the amount of \$256,357.01 for Bridge #145, Oak Road over Cool Creek. 5) HCHD #B-04-0017 St. Paul Surety No. 400TC6656 for Irving Materials, Inc. in the amount of \$5,000.00 for furnishing sand, stone and gravel for 2004. 6) HCHD #B-04-0018 - Ohio Farmers Insurance Company Contractor's Bond for Supplies Bond No. 504438 for Shelly & Sands, Inc. In the amount of \$15,000.00 for Annual Highway Bid Category 2, Paving Mixtures for the area of the county west of SR 19, north of SR 32 and west of White River, south of SR 32 for the period of March 1, 2004 and ending February 28, 2005. 7) HCHD #B-04-0019 - Gulf Insurance Company Supply Bond No. B1 2683742 for Interstate Road Management Corporation in the amount of \$5,000.000 for Annual Highway Bid Category #8, Pavement Traffic Markings for 2004. 8) HCHD #B-04-0020 - SAFECO Insurance Company of America Performance Bond No. 6197465 for Cargill, Incorporated in the amount of \$25,000.00 for Annual Highway Bid Salt Category to expire February 28, 2005. 9) HCHD #B-04-0021 - St. Paul Surety Supply Bond No. 400TC6660 for E&B Paving in the amount of \$15,000.00 for Annual Highway Bid Category #2, Paving Mixtures for the period from March 1, 2004 to February 28, 2005. 10) HCHD #B-04-0022 Travelers Casualty and Surety Company Supply Bond No. 104087485-5 for Marathon Ashland Petroleum LLC in the amount of \$25,000 for the Annual Highway Bid Category 3b, Liquid Asphalt for the period of March 1, 2004 thru February 28, 2005. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Concurrence with Correspondence:**

Mr. Neal requested concurrence with a list of correspondence concerning investigations of requests for signage on Hamilton County Roads. Steve Letsinger requested a traffic signal be installed at 146th Street and Herriman Boulevard. The Highway Department recommends installation of the traffic signal. The Highway Department will have to coordinate the installation with INDOT due to the location of the light at SR 37 and 146th Street. Holt motioned to approve, with regret. Altman seconded with the understanding we will continue to pursue more options. To put one more light at that intersection, unless it is a safety issue, is not a good idea. Motion carried unanimously.

**Consultant Recommendations for 2004 Bridge Projects:**

Mr. Neal requested consultant selection for the 2004 Bridge Projects. Altman motioned to approve on Project A - Bridge #105, Anthony Road over Jones Ditch (Jackson Township) - Beam, Longest & Neff. 2) Project B - Bridge #182 Widening 131st Street over Sand Creek (Fall Creek Township) - USI Consultants. 3) Bridge #69 Rehabilitation, 266th Street over Duck Creek (White River Township) - Mid-States Engineering. Holt seconded. Motion carried unanimously.

**Bid Opening**

**Resurface Contract 04-1, Various Roads in Adams, Jackson and White River Townships:**

Mr. Neal opened the bid for Resurface Contract 04-2, Various Roads in Adams, Jackson and White River Townships. Form 96, Non-Collusion Affidavit, Bid Bond, Financial Statement and Acknowledgment of Addendum (1) were included unless otherwise specified. 1) Gallagher Asphalt - \$343,759.88. Mr. Neal recommended the bid be forwarded to the Highway Department for review and recommendation later today. Holt motioned to approve. Altman seconded. Motion carried unanimously. Dillinger asked why was there only one bidder? Mr. Neal stated it is a special process, a Hot in Place Recycling. There are only a few companies that do it.

**Bridge #132, Pennington Road over Weaver Ditch:**

Mr. Neal opened the bids for replacement of Bridge #132, Pennington Road over Weaver Ditch. Form 96, Non-Collusion Affidavit, Bid Bond, Financial Statement and Acknowledgment of Addendum (1) were included unless otherwise specified. 1) Gohmann Asphalt - \$292,025.50. 2) Erber & Milligan - \$248,796.95. 3) Hoosier Pride Excavating - \$261,759.50. 4) Duncan Robertson - \$303,408.00. Mr. Neal recommended the bids be forwarded to the Highway Department for review and recommendation later today. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Storage Building Replacement - Highway Department:**

Mr. Brad Davis stated the County Council has appropriated funds to replace the storage building at the Highway Department. American Consulting Engineers had done some preliminary design work on this building. Mr. Davis requested the Commissioner's approval to re-engage American Consulting Engineers to complete the design. County Council appropriated \$18,000 for demolition and \$638,000 for replacement. Altman asked if their contract was an hourly rate? Mr. Davis stated he is not sure. Scott Warner is trying to get a status report from American Consulting as to what has been done to date. Altman would like to look at the contract, unless it was signed by a previous administration. Dillinger stated he is concerned with how this falls in the importance of everything else that is going on. Mr. Davis stated it is appropriated from the Cumulative Capital Fund. Holt motioned to table the request. Altman seconded. Mr. Neal stated he believes there is an

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existing contract that was halted. Holt stated he would like to review the master plan during a highway meeting. Motion carried unanimously.

**Bid Award** [2:10:50]

**Resurface Contract 04-1:**

Mr. Neal recommended the Resurface Contract 04-1 be awarded to Gallagher Asphalt. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Commissioner Committee Reports** [2:11:01]

**Urban Security Grant:**

Altman stated they are moving along with the Urban Security Grant. We have received conditional approval from the federal government on the submission. We have looked at vendor updates for dispatch and records systems for the Jail and Sheriff's Department Communications that would allow us to communicate with Marion County, which is our first goal for this grant.

**EMA Grant:**

Altman requested approval of a 2003 FEMA Community Emergency Response Team Grant in the amount of \$3,152.92. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**MPO Meeting:**

Dillinger stated there is a MPO Citizen Advisory meeting on March 9, which he is unable to attend. Mr. Davis stated there is a MPO Technical Meeting on March 11th and he has faxed in his votes for that.

**River Ridge Shopping Center:**

Dillinger stated he has received a letter from the developers of the River Ridge Shopping Center on 96th Street and Brandt Road. They are complaining that everyone is cutting through their property.

**Base Map Update Contract Addendum #3:**

Mr. Larry Stout requested approval of Addendum #3 to the 2004 Base Map Update Contract with Woolpert. County Council has funded Phase 2 of the Contract. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**DLGF Tax Control Board:** [2:16:51]

Altman stated the County had their hearing before the Local Tax Control Board on February 26th. We received tentative approval for the Juvenile Detention Center, the County's General Obligation Bond and the Parks Department Bond Issue.

**Administrative Assistant** [2:17:25]

**Carmel Clay Wage Determination Committee Appointment:**

Mr. Fred Swift stated the Carmel Clay Schools has requested an appointment to their Wage Determination Committee. Holt motioned to appoint Marilyn Greenfield. Altman seconded. Motion carried unanimously.

**Sheridan Meeting:**

Mr. Swift confirmed that the Commissioners are meeting with the Town of Sheridan on March 15 at 4:30 pm at Sheridan Town Hall.

**Surplus Computer Auction:**

Mr. Swift stated B.J. Casali would like the Commissioners permission to dispose of surplus computer equipment by auction. Altman stated this is in anticipation of the receipt of new computer equipment and we need to clear out the surplus. Holt motioned to approve. Altman seconded. Motion carried unanimously. Dillinger asked Mr. Swift to get the auctioneer's name, the Commissioners should approve the auctioneer.

**River Ridge Shopping Center:**

Holt stated Jim Neal has advised he and Altman that this is a median that Carmel placed in the 96th Street right of way to prevent southbound turns on to Brandt Road. Holt would like to send a letter to Skinner and Broadbent telling them we share in their concern but they need to direct their request to the City of Carmel. Holt suggested the letter be copied to Carmel. Holt so moved. Altman seconded. Motion carried unanimously. The Highway Department will prepare the letter for the Commissioner's signature.

**GIS Department Award:**

Altman stated Hamilton County's GIS Department received an award from the Indiana Geographic Information Council.

Dillinger called a recess in the meeting. [2:21:39]

Dillinger called the meeting back to order. [2:40:13]

**Computer Auction:**

Mr. Swift presented the list of surplus computer equipment to the Commissioners. Mr. Swift stated the auctioneer Ms. Casali would like to use is Charles Green of Pat's Auction Company. Mr. Green is the father of an employee. Altman stated she does not see a conflict. The Commissioners did not have a problem with the auctioneer.

**Stormwater Mapping Contract Addendum #1:** [2:41:38]

Mr. Kent Ward requested approval of Addendum #1 for the Stormwater Mapping Contract with Woolpert. This addendum will add another 2,000 hours to the project at a cost not to exceed \$180,000. He has received an appropriation of \$100,000 and he has another \$80,000 in the budget. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**DNR Letter:**

Holt requested a change in the letter to our representatives regarding the DNR issue. Holt requested adding "as they have always had in the past", on page two. The Commissioners would like the letter in final form for signature at the next meeting.

**Bid Award:**

**Bridge #132, Pennington Road over Weaver Ditch:**

Mr. Neal requested the bid for replacement of Bridge #132, Pennington Road over Weaver Ditch be awarded to Erber & Milligan Construction, Inc. in the amount of \$248,796.95 as the apparent lowest bidder. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Auditor** [2:46:30]

**Ordinance 2-23-04-A, Creating An Airport Capital Fund:**

Ms. Kim Rauch presented Ordinance 2-23-04-A, An Ordinance Creating An Airport Capital Fund for second reading. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Gallagher Bassett Run-off Contract:**

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Ms. Rauch requested approval of the 2004 Run-off Contract with Gallagher Bassett. There is one claim outstanding. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Liability Trust Claim:**

Ms. Rauch requested approval of a Liability Trust Claim payable to Michael A. Howard in the amount of \$2,012.50 for litigation expenses. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Clerk of the Circuit Court Monthly Report:**

Ms. Rauch requested acceptance of the January 2004 Monthly Report of the Clerk of the Circuit Court. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Acceptance of Bonds/Letters of Credit - Drainage Board:**

Ms. Rauch requested acceptance of Bonds and Letters of Credit for the Drainage Board. 1) HCDB-2004-00016 - Lexon Insurance Company Subdivision Performance Bond No. 1003932 for Village of West Clay, Section 5003 storm sewers - \$193,538.00. 2) HCDB-2004-00017 - Lexon Insurance Company Subdivision Performance Bond No. 1003933 for Village of West Clay Section 5003 - \$30,000.00. 3) HCDB-2004-00018 - Lexon Insurance Company Subdivision Performance Bond No. 1003934 for Village of West Clay, Section 5003 - monuments and markers - \$1,500.00. 4) HCDB-2004-00020 - Lexon Insurance Company Subdivision Performance Bond No. 1003929 for Village of West Clay, Section 1003, storm sewers - \$79,637.00. 5) HCDB-2004-00021 - Lexon Insurance Company Subdivision Performance Bond No. 1003930 for Village of West Clay, 1003, erosion control - \$35,000.00. 6) HCDB-2004-0022 - Lexon Insurance Company Subdivision Performance Bond No. 1003931 for Village of West Clay, Section 1003, monuments and markers - \$2,450.00. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Payroll Claims:**

Ms. Rauch requested approval of Payroll Claims for the periods of February 2-15 paid February 27, 2004 and February 16-29 paid March 12, 2004.

**Vendor Claims:**

Ms. Rauch requested approval of Vendor Claims to be paid March 9, 2004. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Agenda Schedule:**

Dillinger asked Ms. Rauch tell anyone requesting to be placed on the agenda be told to be here 30 to 45 minutes before their scheduled time.

**Cities & Towns Meetings:**

Dillinger stated he would like to re-institute the Commissioner meetings with the cities and towns. This would allow communication between the entities so there would be less misunderstandings. Dillinger asked Mr. Swift to send a letter to the jurisdictions, tell them what we are thinking about doing and ask them if we re-institute that they would be interested enough to make sure that at least one elected official is in attendance.

**Executive Session:**

Altman stated there is an Executive Session scheduled for March 11, 2004 at 1:30 pm regarding Pending Litigation. Altman motioned to adjourn the meeting. Holt seconded. Motion carried unanimously.

**Commissioner's Correspondence:**

Fix Humane Society Press Release

Public Notice - City of Carmel

Abuelo's Restaurant

Beam, Longest and Neff Notice of Transmittal:

Bridge #257, Lantern Road over Shoemaker Ditch

IDEM Notice of Sewer Permit Applications:

Kite Greyhound, LLC - Carmel

The Bridgewater Club, Section C - Westfield

The Highlands at Stony Creek, Section 2A - Noblesville

Summit Lakes, Section 1 - Westfield

IDEM Notice of Appeal Rights for Sanitary Sewer Permits:

Village of West Clay, Section 5003 - Carmel

Avalon of Fishers, Section One & One D - Fishers

Bainbridge Subdivision - Carmel

IDEM Notice of Decision:

Carmax Autosuperstores, Inc.

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Present

Christine Altman, Commissioner  
Steven C. Dillinger, Commissioner  
Steven A. Holt, Commissioner  
Robin M. Mills, Auditor  
Kim Rauch, Administrative Assistant to Auditor  
Fred Swift, Administrative Assistant to Commissioners  
Brad Davis, Highway Director  
Jim Neal, Highway Engineer  
Virginia Hughes, Administrative Assistant to Highway Engineer  
Amber Emery, Highway Public Service Representative  
Robert Chadwell, Highway Inspector  
Steve Broermann, Highway Technical Engineer  
Mark Fisher, Highway Technical Engineer  
Christopher Burt, Highway Staff Engineer  
Tim Knapp, Highway Right-of-Way Specialist  
Matt Knight, Highway Staff Engineer  
COMMISSIONERS  
Mike McBride, Small Structure Staff Engineer  
Faraz Hahn, Highway Department  
Bob Davis, Highway Superintendent  
Bret, Gallagher Asphalt  
Becki Wise, USI  
Dave Richter, United Consulting Engineers  
Mike Booth, Town of Fishers  
David Pluckebaum, Corradino  
George Piper, Noblesville Daily Times  
Floyd Burroughs, FEBA  
Shaun Proffitt, Gohmann Asphalt  
Michael Obergfell, ATB&C  
Dave Wintz, Observer  
Doug Pedersen, Weston Park Plat

APPROVED  
HAMILTON COUNTY BOARD OF

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ATTEST

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Robin M. Mills, Auditor